

JOSEPH P. RUSSONIELLO (CSBN 44332)  
United States Attorney

BRIAN STRETCH (CABN 163973)  
Chief, Criminal Division

DENISE MARIE BARTON (MABN 634052)  
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
San Francisco, California 94102  
Telephone: (415) 436-7359  
Facsimile: (415) 436-7234  
denise.barton@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	CR No. 09-0033 WHA
	)	
Plaintiff,	)	STIPULATION AND [PROPOSED] ORDER
	)	EXCLUDING TIME FROM FEBRUARY 3,
v.	)	2009 THROUGH MARCH 31, 2009
	)	
JEFFREY DAVID SCHINKEL,	)	
	)	
Defendant.	)	

On February 3, 2009, the parties in this case appeared before the Court and stipulated that time should be excluded from the Speedy Trial Act calculations from February 3, 2009 through March 31, 2009. The parties represented that the case involved extensive computer-based discovery on which forensic analysis was on-going and that granting the continuance was

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UNITED STATES V. SCHINKEL,  
CR No. 09-0033 WHA,  
STIPULATION AND [PROPOSED] ORDER EXCLUDING TIME

necessary for effective preparation of counsel to afford counsel time to analyze and review this discovery, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(8)(B)(iv).

SO STIPULATED:

JOSEPH P. RUSSONIELLO  
United States Attorney

DATED: April 1, 2009

/s/  
DENISE MARIE BARTON  
Assistant United States Attorney

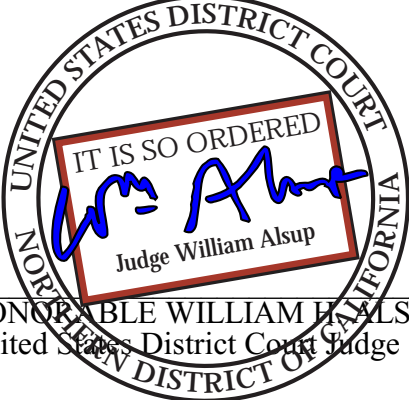
DATED: April 1, 2009

/s/  
EDWIN PRATHER  
CRAIG BESSENGER  
Attorney for JEFFREY DAVID SCHINKEL

As the Court found on February 3, 2009, and for the reasons stated above, the Court finds that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial and that time should be excluded from the Speedy Trial Act calculations from February 3, 2009 through March 31, 2009 for effective preparation of counsel. See 18 U.S.C. §3161 (h)(8)(A). The failure to grant the requested continuance would deny counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

SO ORDERED.

DATED: April 3, 2009



HONORABLE WILLIAM H. ALSUP  
United States District Court Judge